

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Young-Hyeon Kwag, et al. : Examiner: Irene Marx  
Serial No.: 10/531,971 : Group Art Unit: 1651  
Filed: April 20, 2005 : Attorney Docket No.: 55198.3  
For: MICROORGANISM PRODUCING :  
5'-XANTHYLIC ACID : Customer No.: 27128  
Last Office Action: April 28, 2008 : Confirmation No.: 5808

**RESPONSE TO NON-COMPLIANT AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment mailed April 28, 2008, please amend the above-identified application in accordance with the amendments and remarks as set forth herein.

On April 28, 2008 a Notice of Non-Compliant Amendment was mailed to Applicant's Representatives regarding the Amendment filed by Applicant's on March 3, 2008. On May 15, 2008 Applicant's Representatives held a teleconference with the Examiner regarding the Notice. Pursuant to the teleconference and the recommendations of the Examiner, Applicant's have cancelled original claim 1 and have added new claim 3. The Amendment A filed on February 12, 2008 has been entered into the record. Applicant's respectfully request that the present amendment be entered in replacement of the March 3, 2008 supplemental amendment which was not entered into the record.

**Amendments to the Claims** are reflected in the listing of claims which begin on page 3 of this document.

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**Remarks/Arguments** begin on page 5 of this document.